

George Fearing #12970
Andrea J. Clare #37889
LEAVY, SCHULTZ, DAVIS & FEARING, P.S.
2415 W. Falls Avenue
Kennewick, WA 99336
509-736-1330
gfearing@tricitylaw.com
Attorney for Defendants

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF WASHINGTON

MARIA G. DAVILA-MARQUEZ and)	
ERNESTO MARQUEZ, wife and husband,)	
)	NO. CV-12-5059-LRS
Plaintiffs,)	
)	DEFENDANTS DISCLOSURE
vs.)	OF EXPERT WITNESSES
)	PURSUANT TO FRCP 26(a)(2)
CITY OF PASCO, a municipal corporation;)	
and RYAN FLANAGAN and JANE DOE)	
FLANAGAN, husband and wife, and)	
ZACHARY FAIRLEY and JANE DOE)	
FAIRLEY, husband and wife, and)	
ROBERT METZGER, Chief of Police of)	
the Pasco Police Department,)	
)	
Defendants.)	

Pursuant to the court's scheduling order, defendants disclose the following
expert witnesses, who may be used at the time of trial to present evidence under
FRE 702, 703, or 705.

DEFENDANTS DISCLOSURE
OF EXPERT WITNESSES - 1

Leavy, Schultz, Davis & Fearing, P.S.
2415 W. Falls
Kennewick, WA 99336
(509) 736-1330
Fax: (509) 736-1580

1
2
3 1. Tom Ovens
4 2203 Airport Way South, Bldg C
5 Seattle, WA 98134

6 Mr. Ovens has more than twenty years experience as a police officer. He is
7 currently employed with the Seattle Police Department as a Sergeant supervising a
8 squad of police officers. Mr. Ovens has extensive experience in patrol work and
9 officer training. He is a certified police instructor and has testified as an expert in
various state and federal cases. Mr. Ovens will testify in regarding the officers
conduct on May 21, 2009.

10 Tom Ovens is available for deposition on the following dates and times:

11 March 28 (pm)	June 10-11
12 April 30 (pm)	June 13
13 May 2 (pm)	June 14 (pm)
14 May 7 (pm)	

15 Attachments:

16 Exhibit 1 - Report of Tom Ovens, dated March 6, 2013, which includes a list of
17 publications authored, a list of all other cases in which Mr. Ovens testified as an
18 expert witness, at trial or by deposition, as well as a statement of Tom Ovens rate
19 of compensation to be paid in the case.

20 Exhibit 2 - *Curriculum Vitae* of Tom Ovens

21 2. Dr. Dennis R. Pollack, Ph.D.
22 709 Hutton Bldg.
23 9 South Washington
24 Spokane, WA 99201

25 Dr. Pollack is a recognized expert in the field of forensic and vocational
26 evaluations. He has performed more than 3500 forensic evaluations including

1 neuropsychological evaluations. Dr. Pollack has performed psychotherapy with
2 children, adolescents, and adults, and conducted research on the effects of context
3 on personality tests, intelligence tests, and neuropsychological tests. Dr. Pollack
4 will testify regarding his evaluation of plaintiff, the existence of any post traumatic
5 stress symptoms resulting from the May 21, 2009 event, and any opinions drawn
therefrom.

6 Dr. Pollack is available for deposition on the following dates and times:

7 March 28	May 7-9
8 April 29-30	May 15
9 April 12	
10 April 15	

11 Attachments:

12 Exhibit 1 - Report of Dr. Dennis Pollack, dated March 7, 2013.

13
14 Exhibit 2 - *Curriculum Vitae* of Dr. Dennis Pollack which includes a list of any
15 publications authored by Dr. Pollack and a list of all expert testimony he has
provided in the last four years.

16 Exhibit 3 - Statement of Dr. Pollack's rate of compensation to be paid in the case.

17
18 DATED this 7th day of March, 2013.

19
20
21
22
23
24
25
26 ///

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28



ANDREA CLARE
WSBA NO. 37889
Attorney for Defendants
LEAVY, SCHULTZ,
DAVIS & FEARING, P.S.
2415 West Falls Avenue
Kennewick, WA 99336
Telephone: (509) 736-1330
Fax: (509) 736-1580
Email: clare@tricitylaw.com

CERTIFICATE OF SERVICE

I hereby certify that I electronically filed the foregoing Notice of Hearing with the Clerk of the U.S. District Court, on March 7, 2013, using the CM/ECF System, which will send notification of such filing to the following: Vito de la Cruz of Tamaki Law Offices.

S/ ANDREA J. CLARE